

### **REMARKS**

A non-final Office Action was mailed on June 6, 2006. Applicant mailed an Amendment in Response to Non-Final Office Action on October 24, 2006, with a timely Petition for a two-month extension of time. On January 26, 2007, a Supplemental Office Action was mailed, indicating that the Amendment of October 24, 2006 was not fully responsive. Specifically, the Supplemental Office Action indicated that claims 38 - 40 had been incorrectly amended to depend from later-following claim 61.

Applicant thanks the Examiner for suggesting a correction by canceling claims 38 -40, and then reintroducing these claims as new claims 66 - 67. Applicant makes this change with the present Amendment. In view of the claim amendments and arguments described herein, Applicants believes the pending application is in condition for allowance.

#### **I. Status of the Claims**

Claims 1 - 10, 12 - 14, 23 - 40, and 51 are currently pending, claims 15 - 22 having been earlier withdrawn and claims 11, 41 - 50, and 52 - 60 having earlier been canceled. In the present Amendment, Applicant cancels claims 15 - 22, and 36 - 40 without prejudice or disclaimer, amends claims 1, 2, 4 - 10, 12, 23 - 35, and 38 - 40, and adds new claims 61 - 68.<sup>1</sup> No new matter is added. Support for the amendments may be found in the specification, for example, at page 3, lines 8 through page 6, line 9, page 11, line 20 through page 13, line 29 and page 19, line 16 through page 23, line 20.

#### **II. Rejections under 35 U.S.C. §112**

Claims 1 - 7, 12 - 14 and 28 - 34 are rejected under the first paragraph of 35 U.S.C. § 112 as failing to meet the written description requirement. For example, in regard to independent claims 1, 12, 28 and 29 (and, by association, in regard to dependent claims 2 - 7, 13, 14 and 30 - 34), the

---

<sup>1</sup> New claims 66 - 68 essentially reintroduce canceled claims 38 - 40, respectively.

Examiner finds no support in the specification for claim language characterized by the Examiner as claiming “[commands] including a first question or second question” and “questions which themselves identify an expert.”

Applicant amends claims 1, 12, 28 and 29 to remove all language associating commands with questions, and any language that might be interpreted as suggesting that commands or questions identify experts. Accordingly, Applicant submits that amended independent claims 1, 12, 28 and 29 are allowable under the first paragraph of 35 U.S.C. § 112. As claims 2 - 7 and 30 - 34 each depend from one of allowable 1, 12, 28 and 29, Applicant further submits that claims 2 - 7, and 30 - 34 are also allowable for at least this reason. Claims 12 - 14 have been amended to depend from amended independent claim 8, which Applicant submits is allowable for the reasons presented below. Therefore, Applicant respectfully requests that the rejection under the first paragraph of 35 U.S.C. § 112 be withdrawn.

### **III. Rejections under 35 U.S.C. §103**

Claims 8 - 10, 35 - 40 and 51 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,039,688 to Douglas et al. (“Douglas”) in view of U.S. Patent No. 5,880,731 to Liles et al. (“Liles”). Claims 23 - 27 are rejected under 35 U.S.C. § 103(a) as being unpatentable over (“Douglas”) in view of U.S. Patent No. 5,880,731 to Liles et al. (“Liles”) and U.S. Patent Publication No. 2003/0088461 to Christensen (“Christensen”). Applicant cancels claims 36 - 40 without prejudice or disclaimer, amends claims 8 - 10 and 35 to better characterize the nature of his invention, and respectfully traverses these rejections.

In amended independent claim 8, Applicant discloses:

**8.** A method for funding at least one an interactive network site, the at least one interactive network site presenting questions submitted by at least one of a plurality of users to at least one of at least two experts, the questions being submitted via at least one client interface, each client interface being identified to the users as a forum on a predetermined subject matter of the forum, at least one forum presenting the at least two experts as experts on the predetermined subject matter of the forum, the method comprising the steps of:

the server receiving a question submitted by one of the plurality of users via the client interface of the at least one forum;

the server routing the submitted question for presentation to one of the at least two experts;

the server presenting the question to the one expert via one of a plurality of personal expert interfaces, each personal expert interface being uniquely associated with one of the at least two experts and in communication with the server;

the server receiving a first command via the personal expert interface of the one expert, the first command including an instruction for the server to route the question to another one of the at least two experts via a personal expert interface of the other expert; and

a third party providing a payment, the third party being associated with a third party product or service, wherein the payment is directed to fund access to the interactive network site by the one user.

(Emphasis added)

Douglas discloses a computer-based system for therapeutic behavior modification, which enables a patient to report and monitor progress against a therapeutic program, and enables a consulting physician or case advisor to monitor the patient's progress and refine the therapeutic program as required (see, e.g., abstract of Douglas). The system provides a "meeting room" feature, through which patients can participate in a virtual meeting with a trained counselor (see, e.g., Col. 11: 21 through Col. 13: 13 of Douglas). During the virtual meeting, the patients and the counselor are able to converse electronically. The system of Douglas is capable of providing a variety of data to third party health plan payors, including costs associated with patients' access to and use of the system (see, e.g., Col. 19: 26 - 47). By implication and with reference to FIG. 54, the Examiner suggests that Douglas therefore teaches a system that receives funding from third parties. The Examiner however acknowledges that Douglas fails to teach patients and experts exchanging questions and answers, but suggests that these features are taught or suggested by Liles.

Liles discloses an on-line chat room in which avatars are employed to graphically represent the participants participating in the chat room (see, e.g., abstract of Liles). In a chat session involving a well-known personality and host, participants are able to join in as observers and listen

to the personality answer questions previously submitted by the participants (see, e.g. Col 1: 39 - 45).

In contrast to the method claimed by amended independent claim 8, Applicant respectfully submits that neither Douglas nor Liles explicitly discloses a system in which users are able to exchange questions and answers with an expert on a predetermined subject matter of the question and answer forum. The counselor of Douglas' meeting room facilitates discussions among patient participants rather than providing answers to participants' questions (see, e.g., Col 11: 50 - 55 of Douglas). While the chat room of Liles provides a forum for "personalities" to answer the questions of chat room participants, Liles makes no suggestion that the personalities necessarily possess an expertise in a particular subject matter for the forum.

Additionally, and in sharp contrast to the method claimed by amended independent claim 8, neither Douglas nor Liles discloses or suggests a method by which a question initially directed to one expert is then routed by the one expert to another expert, by means of a command issued from a personal expert interface of the one expert. By routing the question to the other expert, users are able to be re-directed to an expert better suited to answer their question, or to receive a supplemental answer or second opinion that enriches the answer provided by the one expert.

Accordingly, Applicant respectfully submits that amended independent claim 8 is not made obvious by the combination of Douglas and Liles, and is in condition for allowance. As dependent claims 9, 10, 12 - 14 and 23 - 27 depend either directly or indirectly from allowable claim 8, Applicant submits that dependent claims 9, 10, 12 - 14 and 23 - 27 are also allowable for at least this reason.

In amended independent claim 35, Applicant discloses

**35.** A method for funding at least one interactive network site hosted by a server, the at least one interactive network site providing answers to questions presented by a plurality of users, the users communicating with the server via a plurality of client



claim 51 depends from allowable claim 35, Applicant submits that dependent claim 51 is also allowable for at least this reason.

#### **IV. New Claims**

Applicant adds new claims 61 - 68. As new claims 61 - 68 depend either directly or indirectly from one of allowable claims 8 and 35, Applicant submits that new claims 61 - 68 are also allowable for at least this reason.

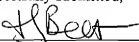
**CONCLUSION**

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

If there are any other issues remaining which the Examiner believes could be resolved through either a Supplemental Response or an Examiner's Amendment, the Examiner is respectfully requested to contact the undersigned at the telephone number indicated below.

Dated: February 2, 2007

Respectfully submitted,

By 

Thomas J. Bean

Registration No.: 44,528

DARBY & DARBY P.C.

P.O. Box 5257

New York, New York 10150-5257

(212) 527-7700

(212) 753-6237 (Fax)

Attorneys/Agents For Applicant